

FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554

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IN REPLY REFER TO:  
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JAN 28 1993

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Honorable Amo Houghton  
House of Representatives  
1216 Longworth House Office Building  
Washington, D.C. 20515

Dear Congressman Houghton:

This is in reply to your letter of January 5, 1993, in which you inquired on behalf of your constituent, Theodore D. Potter, regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

Those rules have been in place for over 20 years. While they have been amended on numerous occasions since that time, they nonetheless embody regulatory concepts based on yesteryear's technology and, unless changed, will stifle the growth and development of private land mobile radio technology and services, which are used primarily by local governments, public safety entities, and businesses to enhance their productivity. The Commission issued the Notice, therefore, to solicit comment from all interested persons on a wide variety of proposals designed to increase channel capacity, to promote more efficient use of these channels, and to simplify the rules governing use of these channels.

The proposals in the Notice reflect to a large extent concepts and proposals submitted in the initial inquiry stages of this proceeding. None of the proposals set forth in the Notice, however, are engraved in stone. Indeed, the proposals represent our best judgment at this stage of the proceeding on steps that must be taken to improve the regulatory climate for users of the private land mobile radio spectrum below 512 MHz. To this end, some of the critical issues that must be resolved relate to channel spacing, the amount of time provided to users to convert to new technical standards, how the 300 to 500 percent increase in channel capacity should be licensed, how the rules should be written to provide users technical flexibility, and whether the current nineteen radio services should be consolidated and, if so, how. I have enclosed for your information a copy of that part of the Notice that describes the numerous proposals.

We are, of course, sensitive to the concerns of users of private land mobile radio spectrum and the impact that these proposals may have on their radio systems, including the costs of required modifications.

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We will, therefore, take into careful consideration all their comments. Your constituent's concerns will be fully evaluated when we develop final rules in this proceeding. As indicated in the Notice, we remain convinced that without significant regulatory change in radio operations in the bands below 512 MHz, the quality of communications in the private land mobile radio services will continue to deteriorate to the point of endangering public safety and the national economy.

We want to thank you for your interest in this proceeding. Comments on the proposals set forth in the Notice are due February 26, 1993, and Reply Comments are due April 14, 1993. We expect final rules to be issued near the end of 1993. We urge your constituent to file formal comments on all aspects of the proposals.

Sincerely,

 Ralph A. Haller  
Chief, Private Radio Bureau

Enclosure:  
Notice

cc:  
Chief, PRBureau  
Chief, LM&M Divison  
Deputy Chief, LM&M Division  
Lou Sizemore, Room 857  
Docket Files, Room 222  
Licensing Div., PRB, c/o Room 5202  
P&P Branch Files

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# Congressional

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AND REPLY FOR DOCKET FILE, ROOM 222.

CONGRESSIONAL CORRESPONDENCE TRACKING SYSTEM  
01/15/93

LETTER REPORT

CONTROL NO.	DATE RECEIVED	DATE OF CORRESP	DATE DUE	DATE DUE OLA(857)
9300131	01/15/93	01/05/93	01/28/93	

TITLE	MEMBERS NAME	REPLY FOR SIG OF
Congressman	Amo Houghton	BC

CONSTITUENT'S NAME	SUBJECT
Theodore D Potter	info/comments on a docket

REF TO	REF TO	REF TO	REF TO
PRB/-			
DATE	DATE	DATE	DATE
01/15/93			

REMARKS:

AMO HOUGHTON  
34TH DISTRICT, NEW YORK

COMMITTEES:

BUDGET  
FOREIGN AFFAIRS  
SELECT COMMITTEE ON  
AGING



*PRB  
docket  
131*

Congress of the United States  
House of Representatives

January 5, 1993

Ms. Rosilyn Allen  
Chief, Rules Division, Land Mobile Branch  
Federal Communications Commission  
2025 M Street, NW  
Room 5202  
Washington, D.C. 20554

Dear Rosilyn:

I am forwarding to you a letter from a constituent regarding revising the current Part 90 Rules and Regulations.

I appreciate the consideration that you will give this matter.

All the best,

*Amo*  
Amo Houghton

AH/ss



# potter lumber co., inc.

DEC 07 1992

MANUFACTURERS OF KILN DRIED NEW YORK STATE HARDWOODS • ROUGH AND SURFACED  
P.O. Box 10 ALLEGANY NEW YORK 14706 (716) 373-1260

December 4, 1992

Congressman Amory Houghton  
700 Westgate Plaza  
Olean, New York 14760

AM

RE:FCC DOCKET 92-235

Dear Mr. Houghton,

We strongly object to the FCC wanting to completely revise the current Part 90 Rules and Regulations.

1. We already have invested a considerable amount of money in our current system, with over 20 units in operations @ \$100 per unit to adjust it would be a costly adjustment.

2. A reduction in power would be a tremendous loss for us. We need to be able to contact our trucks at all times. A powerful base unit is essential to us because we are sometimes up to 70 miles from our base.

3. The re-use of our channel by anyone other than us, could lead to great confusion, not to mention the problems it could create in the reliability of our communications.

4. We currently have FIT Forest Industry Telecommunications, to help coordinate frequencies, and to deal with the communication needs of the forest industry. To disband this services would be a great injustice to the forest industry.

The basic reasons for the purchase of the radio system was to secure quick access to protect the health and safety of our employees and the general public.

We urge you to help fight the FCC Docket 92-235, it would quite possibly ruin our radio system.

Thank you for your cooperation.

Sincerely,

Potter Lumber Co., Inc.

Theodore D. Potter, Sr.  
Vice President

